Public Law 97-142 97th Congress

An Act

To authorize the Secretary of the Army to acquire, by purchase or condemnation, such interests in oil, gas, coal, and other minerals owned or controlled by the Osage Tribe of Indians as are needed for Skiatook Lake, Oklahoma, and for other

Dec. 29, 1981 [H.R. 4926]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress

(1) Under the Act of June 28, 1906 (34 Stat. 539; Public Law 59-321), the Osage Tribal Council is vested with authority to administer the Osage mineral estate and that such authority includes authority to agree upon compensation to be paid the Osage Tribe of Indians for the subordination to be acquired under the terms of this Act.

(2) The Osage Tribal Council and the United States Corps of Payment. Engineers have agreed that \$7,400,000 should be paid to the Osage Tribe of Indians as compensation for the acquisition of the subordination of the oil, gas, coal, and other minerals owned by the Osage Tribe as is necessary for the construction of works relating to the Skiatook Lake and the operation and maintenance of such lake.

SEC. 2. (a) Immediately upon the payment of \$7,400,000, as provided in subsection (b) of this section, there hereby vests in the United States a subordination of such interests in oil, gas, coal, and other minerals owned by the Osage Tribe of Indians or held in trust by the United States for the benefit of the tribe as are necessary for the construction of works relating to Skiatook Lake and the operation and maintenance of such lake as a part of the project for improvement of the Verdigris River and tributaries, Oklahoma and Kansas, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1180; Public Law 87-874). The nature of the subordination and the conditions and restrictions for oil and gas operations within the project area are set forth in the agreement between the Osage Tribe of Indians and the Secretary of the Army as set out in a resolution of the Osage Tribal Council numbered 25-651, dated December 3, 1981, together with appendices "A (Public Use Areas)"; "A (Reservoir Areas)"; "B-1"; and "B-2".

(b) The payment of \$7,400,000 for such subordination shall be made

by the Secretary of the Army to the Secretary of the Interior, on behalf of the Osage Tribe of Indians.

(c) The Secretary of the Army is authorized to acquire, by purchase or condemnation, a subordination of any interest in oil, gas, coal, and other minerals leased by, or on behalf of, the Osage Tribe of Indians as are necessary for the Skiatook Lake project referred to in subsection (a) of this section.

Osage Indians. Acquisition of mineral interests for Skiatook

SEC. 3. The Secretary of the Interior, upon payment by the Secretary of the Army of the amount authorized by section 1 of this Act, is authorized to disburse such payment to the Osage Tribe of Indians in accordance with applicable law.

Attorney fees. SEC. 4. Funds paid to the Osage Tribe of Indians under the

provisions of this Act shall not be subject to the payment of attorney fees.

Approved December 29, 1981.

LEGISLATIVE HISTORY-H.R. 4926 (S. 1370):

HOUSE REPORT No. 97-382 Pt. 1 (Comm. on Interior and Insular Affairs). SENATE REPORT No. 97-295 accompanying S. 1370 (Comm. on Indian Affairs). CONGRESSIONAL RECORD, Vol. 127 (1981): Dec. 15, considered and passed House and Senate.

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towing with appendion 'A (Public Use Areas)', 'A (Reservoir Areas)', 'B-I'; and 'B-Z''.

other minerals leased by, or on behalf of, the Osage Trips of Indiana as are nucessary for the Stancok Lake project referred to in subsec-